IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition No. 397 of 2007 (M/S)

Methodist Episcopal Church of Southern Asia Mission Compound Badpura Sardar Mathura through its Convenor Smt. Suniti Singh W/o Sri Sunil Singh R/o Heera Dungri, Almora, District Almora.

.....Petitioner

Vs

1. State of Uttarakhand through Collector, Almora.
2. Polous G.Singh S/o Gopal Singh, R/o Paparsali, Patti, Khasparja, Tehsil and District Almora.
3. American Methodist Mission through its D.S. Almora.
4. Gram Sabha Bhalura through its Gram Pradhan, Tehsil and District Almora.
5. Additional Chief Revenue Commissioner, Uttarakhand, Circuit, Nainital. .....Respondents

Sri. M.C.Kandpal, senior advocate assisted by Sri S.S. Chaudhary, learned counsel for the petitioner.
Sri Gopal Narain Srivastava, learned brief holder for the State-respondent Nos. 1 and 5.

Hon'ble B.S.Verma, J.

Hared Sri M.C. Kandpal, learned senior advocate assisted by Sri S.S. Chaudhary, learned counsel for the petitioner and Sri Gopal Narain Srivastava, learned brief holder for the State-respondent Nos. 1 and 5.

The only prayer made by the petitioner in the present writ petition is that to decide the restoration application pending before the respondent No.5 i.e. Additional Chief Revenue Commissioner, Uttarakhand, Circuit Nainital expeditiously.

According to the learned counsel for the petitioner the notices were issued to the respondents on 28-4-2007. The opposite

parties No.2 and 3 are linger-on the matter on one another pretexts. The order passed against the petitioner is an ex-parte order.

The prayer made in innocuous.

The respondent No.5 i.e. Additional Chief Revenue Commissioner, Uttarakhand, Circuit Nainital is directed to decide the restoration application of the petitioner expeditiously as early as possible preferably within a period of three months from the date of production of certified copy of this order.

In view of the above fact, the writ petition is disposed of finally.

All applications stands disposed of accordingly.

(B.S.Verma, J.)

Dated: - 10-5-2007
M.K.